

HOUSE BILL No. 1844

DIGEST OF INTRODUCED BILL

Citations Affected: IC 31-15-2.

Synopsis: Dissolution of marriage waiting period. Extends the minimum waiting period from 60 days to 180 days before a dissolution of marriage may be finalized.

Effective: July 1, 1999.

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January 26, 1999, read first time and referred to Committee on Judiciary.

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First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

HOUSE BILL No. 1844

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 31-15-2-10 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 10. Except as provided
3 in sections 13 and 14 of this chapter, in an action for a dissolution of
4 marriage under section 2 of this chapter, a final hearing shall be
5 conducted not earlier than ~~sixty (60)~~ **one hundred eighty (180)** days
6 after the filing of the petition.
- 7 SECTION 2. IC 31-15-2-11 IS AMENDED TO READ AS
8 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 11. If a petition has
9 been filed in an action for legal separation under IC 31-15-3-2 (or
10 IC 31-1-11.5-3(c) before its repeal), a final hearing on a petition or
11 counter petition subsequently filed in an action for dissolution of
12 marriage under section 2 of this chapter (or IC 31-1-11.5-3(a) before
13 its repeal) may be held at any time after ~~sixty (60)~~ **one hundred eighty**
14 **(180)** days after the petition in an action for legal separation under
15 IC 31-15-3-2 has been filed.
- 16 SECTION 3. IC 31-15-2-12 IS AMENDED TO READ AS
17 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 12. (a) This section



1 applies if a party who filed an action for dissolution of marriage under
 2 section 2 of this chapter (or IC 31-1-11.5-3(a) before its repeal) files a
 3 motion to dismiss the action.

4 (b) A party that files an action shall serve each other party to the
 5 action with a copy of the motion.

6 (c) A party to the action may file a counter petition under section 2
 7 of this chapter not later than five (5) days after the filing of the motion
 8 to dismiss. If a party files a counter petition under this subsection, the
 9 court shall set the petition and counter petition for final hearing not
 10 earlier than ~~sixty (60)~~ **one hundred eighty (180)** days after the initial
 11 petition was filed.

12 SECTION 4. IC 31-15-2-13 IS AMENDED TO READ AS
 13 FOLLOWS [EFFECTIVE JULY 1, 1999]: Sec. 13. At least ~~sixty (60)~~
 14 **one hundred eighty (180)** days after a petition is filed in an action for
 15 dissolution of marriage under section 2 of this chapter, the court may
 16 enter a summary dissolution decree without holding a final hearing
 17 under this chapter if there have been filed with the court verified
 18 pleadings, signed by both parties, containing:

19 (1) a written waiver of final hearing; and

20 (2) either:

21 (A) a statement that there are no contested issues in the action;
 22 or

23 (B) a written agreement made in accordance with section 17
 24 of this chapter that settles any contested issues between the
 25 parties.

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